

Mark A. Rosen (MAR-2030)  
Scott A. Levin (SAL-9041)  
McElroy, Deutsch, Mulvaney & Carpenter, LLP  
88 Pine Street – 24<sup>th</sup> Floor  
New York, New York 10005  
(212) 483-9490  
Attorneys for Defendant,  
Fidelity and Deposit Company of Maryland

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----  
TRUSTEES OF THE STRUCTURAL STEEL AND  
BRIDGE PAINTERS OF GREATER NEW YORK  
EMPLOYEE TRUST FUNDS AND TRUSTEES OF THE  
DISTRICT COUNCIL 9 PAINTING INDUSTRY  
INSURANCE AND ANNUITY FUNDS,

Plaintiffs,

- against -

CARABIE CORPORATION AND CHUBB GROUP OF  
INSURANCE COMPANIES AND VIGILANT  
INSURANCE COMPANY AND FEDERAL INSURANCE  
COMPANY AND FIDELITY AND DEPOSIT COMPANY  
OF MARYLAND AND ZURICH AMERICAN  
INSURANCE COMPANY,

Defendants.  
-----

Civil No. 07-CV-11404

**DEFENDANT FIDELITY AND  
DEPOSIT COMPANY OF  
MARYLAND'S RULE 7.1  
STATEMENT**

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, and to enable judges and magistrates of the court to evaluate possible disqualification or recusal, the undersigned attorney of record for defendant, Fidelity and Deposit Company of Maryland ("F & D") hereby certifies that Zurich North America, a/k/a Zurich, N.A., is a parent corporation of F & D and is the publicly held corporation that holds 10% or more of F & D's stock.

Attorneys for Defendant,  
Fidelity and Deposit Company of Maryland

Date: April 18, 2008

By: /s Mark A. Rosen  
Mark A. Rosen (MAR 2030)  
Scott A. Levin (SAL 9041)  
McElroy, Deutsch, Mulvaney  
& Carpenter, LLP  
88 Pine Street – 24<sup>th</sup> Floor  
New York, New York 10005  
(212) 483-9490